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Express Mail Label No. ET620097512US

PATENT APPLICATION

Docket No.: 4000.2.48

digeo, inc. Ref. No.: 559.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Novak et al.

Serial No.: 10/034,200

Filed: December 27, 2001

Title: METHOD AND SYSTEM FOR DISTRIBUTING
PERSONALIZED EDITIONS OF MEDIA PROGRAMS
USING BOOKMARKS

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PETITION UNDER 37 C.F.R. § 1.47

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

Sir:

James K. Okamoto and Kory D. Christensen hereby petition under 37 C.F.R. § 1.47 to make application for patent on behalf of and as agent for Robert E. Novak on the grounds that Mr. Novak refuses to execute the inventor declaration.

As described in the Declaration of Bonita R. Gladden, attached hereto as Exhibit A, Mr. Novak agreed to assign the above-identified application to digeo, inc. A copy of Mr. Novak's employment agreement with digeo, inc. is attached hereto as Exhibit B. However, Mr. Novak has been uncooperative in signing and returning patent documents and in responding to telephone calls and e-mails.

Moreover, the undersigned sent to Mr. Novak copies of the application, including inventor declarations and assignments, on February 6, 2002, February 28, 2002, and April 22, 2002, all by Federal Express. Copies of the accompanying letters, Federal Express receipts, and tracking reports are attached hereto as Exhibit C. Included with the applications were prepaid, self-addressed, Federal Express envelopes for convenient return of a signed inventor declaration.

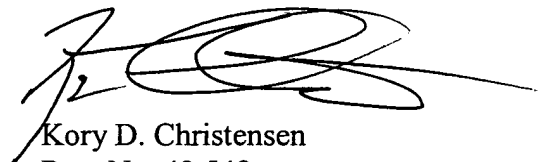
However, as of the date of this petition, a signed copy of the inventor declaration has not been received from Mr. Novak by the undersigned or by the in-house counsel of digeo, inc.

Mr. Novak's last known address is as follows:

602 Valeri Ruth Court
Santa Clara, CA 95080

DATED this 29th day of April, 2002

Respectfully submitted,



Kory D. Christensen
Reg. No. 43,548

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